

	<b>AEA Resolution Facilitator Process</b>	<b>Preappeal Conference</b>	<b>Complaint*</b>	<b>Due Process Hearing</b>
Who provides?	AEA	Iowa DE	Iowa DE	Iowa DE
What is it?	A mediation	Mediation without requesting a hearing.	Allegation of violation involving special education	A hearing before special education ALJ
When can it be used?	Differences occur between: <ul style="list-style-type: none"> <li>• General education</li> <li>• Special education</li> <li>• Section 504</li> <li>• Other school related situations</li> </ul>	Differences occur involving special education situation	Believe AEA/LEA has violated special education rules	Differences or alleged violations involving special education
Who can request?	<ul style="list-style-type: none"> <li>• Parents</li> <li>• AEA or LEA staff</li> <li>• Others involved in school setting</li> </ul>	<ul style="list-style-type: none"> <li>• Parent</li> <li>• LEA</li> <li>• AEA</li> </ul>	<ul style="list-style-type: none"> <li>• An individual</li> <li>• Organization</li> </ul>	<ul style="list-style-type: none"> <li>• Parent</li> <li>• AEA</li> <li>• LEA</li> </ul>
If one party requests, does the process have to be provided, regardless?	No. The process is voluntary.	No. The process is voluntary.	Yes, the Department must investigate and all parties must cooperate.	Yes. This is a mandatory process once a party initiates action correctly.
Is there a required timeline for requesting?	No.	No.	Yes. Not more than one year prior to the date that the complaint is received.	Yes. Within two years of the date the parent or agency knew or should have known.
When a party requests the process, who is supposed to receive notice?	The AEA Resolution Facilitator Contact	The Department of Education <b>AND</b> all other parties named in the preappeal.	The Department of Education <b>AND</b> all other parties named in the complaint.	The Department of Education <b>AND</b> all other parties named in the hearing.
If an agreement between parties is reached is it considered to be “legally binding?”	No.	Yes.	Not applicable.	For the due process hearing, if a decision is rendered, it is final and must be implemented until appealed to civil court. If an agreement is reached in a Resolution Meeting or mediation it is legally binding.

\*The complaint process is not found in the IDEA 2004 statute. It is found in the implementing regulations.

Shaded areas denote IDEA 2004 changes.